

FILED

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF OKLAHOMA

PRO SE PRISONER CIVIL RIGHTS COMPLAINT

FEB 20 2024

BONNIE HACKLER  
Clerk, U.S. District Court

Deputy Clerk

Rickie Charles Marshall Jr.

Plaintiff's full name (Please print)

v.

Case No. CIV-24-61-Raw

(To be filled out by Clerk's  
Office only)

Clay Lintner, individually and officially

Defendant(s)' full name (Please print)

Chris Bryant, individually and officially

Devery Atwood, individually and officially

Turn Key Health Clinics, LLC, individually and officially

For additional names please write "see attached" in the space above and attach an additional sheet of paper with the full list of names. The names listed in the above caption must be identical to those contained in Section IV, pursuant to Fed. R. Civ. P. 10(a).

NOTICE

Federal Rule of Civil Procedure 5.2 and Local Civil Rule 5.3 address the privacy and security concerns resulting from public access to electronic court files. Under these rules, papers filed with the court should not contain: an individual's full social security number or full birth date; the full name of a person known to be a minor; or a complete financial account number. A filing may include only: the last four digits of a social security number; the year of an individual's birth; a minor's initials; and the last four digits of a financial account number.

Each claim you raise must be properly exhausted. If the evidence shows that you did not fully comply with an available prison grievance process prior to filing this lawsuit, the court may dismiss the unexhausted claim(s) or grant judgment against you. See 42 U.S.C. 1997e(a).

Plaintiff need not send exhibits, affidavits, grievance or witness statements, or any other materials to the Clerk's Office with this complaint.

**I. JURISDICTION**

Indicate below the federal legal basis for your claim, if known.

- 42 U.S.C. § 1983 (state, county, or municipal defendants)
- Action under *Bivens v. Six Unknown Federal Narcotics Agents*, 403 U.S. 388 (1971) (federal defendants)

**II. PLAINTIFF INFORMATION**

Ricbie Charles Marshall Jr.

*Full name*

*Aliases*

*Prisoner ID #*

Carter County Detention Center

*Place of Detention/Incarnation*

100 S. Washington

*Institutional Address*

Admore

*City*

OK

*State*

73461

*Zip Code*

**III. PRISONER STATUS**

Indicate whether you are a prisoner or other confined person as follows:

- Pretrial detainee
- Civilly committed detainee
- Immigration detainee
- Convicted and sentenced state prisoner
- Convicted and sentenced federal prisoner

#### IV. DEFENDANT(S)' INFORMATION

List the following information for each defendant. If the correct information is not provided, it could result in the delay or prevention of service. Make sure that the defendant(s) listed below are identical to those contained on the first page. Attach additional sheets of paper as necessary. Do not write on the backs of any additional sheets. See Local Civil Rule 5.2(a).

Defendant 1: Clay Lintner, individually and officially  
 Full Name

Sheriff Deputy of Carter County  
 Current Job Title

100 S. Washington  
 Current Work Address

<u>Ardmore</u>	<u>OK</u>	<u>73401</u>
City	State	Zip Code

Defendant 2: Chris Bryant, individually and officially  
 Full Name

Sheriff of Carter County  
 Current Job Title

100 S. Washington  
 Current Work Address

<u>Ardmore</u>	<u>OK</u>	<u>73401</u>
City	State	Zip Code

Defendant 3: Debra Atwood, individually and officially  
Full Name  
Jail Administrator  
Current Job Title  
100 S. Washington  
Current Work Address  
AFJmore OK 73401  
City State Zip Code

Defendant 4: Turn Key Health Clinics, LLC, individually and officially  
Full Name  
Jail Health Care Provider  
Current Job Title  
900 NW 12th St  
Current Work Address  
OKC OK 73102  
City State Zip Code

Defendant 5:

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Full Name

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Current Job Title

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Current Work Address

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City State Zip Code

V. STATEMENT OF CLAIMS

A. Claim 1

Date(s) of occurrence: 7-23-23

Place(s) of occurrence: Carter County Detention Center

State which of your federal constitutional or federal statutory rights have been violated:

4th amendment

Briefly state the FACTS that support your case. Provide a short and plain statement of how each named defendant was personally involved in the violation of your constitutional rights and why you are entitled to relief from each named defendant. See Fed. R. Civ. P. 8(a). Do not cite case law.

FACTS: (See attached Exhibit A)

B. Claim 2

Date(s) of occurrence: 7-23-23 — 2-3-24

Place(s) of occurrence: Carter County Detention Center

State which of your federal constitutional or federal statutory rights have been violated:

8th amendment

FACTS: (See attached Exhibit B)

C. Claim 3

Date(s) of occurrence: 7-23-23 — 2-3-24

Place(s) of occurrence: Colter County Detention Center

*State which of your federal constitutional or federal statutory rights have been violated:*

1st amendment

FACTS: (See attached Exhibit C)

D. Claim 4

Date(s) of occurrence: \_\_\_\_\_

Place(s) of occurrence: \_\_\_\_\_

*State which of your federal constitutional or federal statutory rights have been violated:*

FACTS:

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## VI. RELIEF REQUESTED

Briefly state what you want the Court to do for you. Do not make legal arguments or cite cases or statutes.

Injunction relief banning religious materials and altering adequate Mental Health care. Punitive damages of \$500,000 from each named defendant individually and in their official capacity.

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## VII. PRISONER'S LITIGATION HISTORY

The "Three Strikes Rule" bars a prisoner from bringing a civil action or an appeal in forma pauperis in federal court if the prisoner has "on three or more occasions, while incarcerated or detained in any facility, brought an action or appeal in a court of the United States that was dismissed on the grounds that it is frivolous, malicious, or fails to state a claim upon which relief may be granted, unless the prisoner is under imminent danger of serious physical injury." 28 U.S.C. § 1915(g).

Have you brought any other lawsuits in federal court while a prisoner?  Yes  No

If yes, how many? \_\_\_\_\_

Number each different lawsuit below and include the following:

- Name of case (including defendants' names), court, and docket number
  - Nature of claim made
  - How did it end? (For example, if it was dismissed, appealed, or is still pending, explain below.)
  - Did the court assess a "Strike" or find the dismissal a "Prior Occasion" pursuant to 28 U.S.C.1915 (g).
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VIII. PLAINTIFF'S DECLARATIONS:

I declare under penalty of perjury that the foregoing is true and correct. To the best of my knowledge, information, and belief, this complaint: (1) is not being presented for an improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation; (2) is supported by existing law or by a nonfrivolous argument for extending or modifying existing law; (3) the factual contentions have evidentiary support or, if specifically so identified, will likely have evidentiary support after a reasonable opportunity for further investigation or discovery; and (4) the complaint otherwise complies with the requirements of Rule 11 of the Federal Rules of Civil Procedure.

I agree to provide the Court Clerk's Office with any changes to my address where case-related papers may be served. I understand that my failure to keep a current address on file with the Court Clerk's Office may result in the dismissal of my case.

X Lili Charles Marshall Jr 2/3/24  
Plaintiff's Signature Date

I further declare under penalty of perjury that I placed this complaint in the prison's legal mail system, with the correct postage attached, on the 14 day of February, 2024.

X Lili Charles Marshall Jr 2/14/24  
Plaintiff's Signature Date

## Exhibit A

### Facts:

- 1.) Upon incarceration on 7-23-23, Clay Lintner forced me to perform a strip search in front of two female guards or he would take me. I wrote grievances over this.
- 2.) I informed Clay Lintner that he was violating my rights and embarrassing me making me strip in front of 2 guards of opposite sex.
- 3.) Clay Lintner informed me that I am his inmate and that I have no rights in his jail.
- 4.) Incident was in Hoblock by the showers in front of camera.
- 5.) My family contacted Sheriff Chris Bryant about this and informed him about rights being violated also I wrote grievance about this. Chris Bryant still hasn't reached out to me.

## Exhibit B

### Facts:

- 1.) Upon incarceration on 7-23-23 I found that I can't attend mental health counseling required by lighthouse due to my mental illness. ALSO that they hand out meds before they serve trays.
- 2.) I quit taking my meds because I'm supposed to take them after I eat. They were making me take them before and it was getting me sick.
- 3.) I am diagnosed with bipolar 2, anti-social personality disorder, PTSD. TurnKey Health Chois, LLC staff knows this and has informed me they won't help me with these issues even though its my right.

## Exhibit B (continued)

### Facts:

- 4.) I have wrote multiple tickets and grievances just to be ignored over this matter. My mental state and health is suffering from anxiety, depression, and panic attacks.
- 5.) Turkey Health Clinics, LLC is knowingly neglecting my issues I suffer from by my diagnoses from my doctor.

## Exhibit C

### Facts:

- 1.) Upon my incarceration I found that religious materials are considered contraband due to Sheriff Chris Bryant's policy.
- 2.) I wrote a grievance asking about my right to practice my religion and if I could have my bible to read.
- 3.) Debra Atwood (Jail Administrator), resolved the grievance as substantiated with no comment and nothing has changed.
- 4.) I spoke to Debra Atwood in person over this issue and she told me that she doesn't care if my rights are violated or not.